

***Town Board Minutes***

July 7, 2003

Meeting No. 24

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 7<sup>th</sup> day of July at 8:00 P.M. and there were

**PRESENT:** MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** RICHARD ZARBO, COUNCIL MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
ROBERT LABENSKI, TOWN ENGINEER  
RICHARD SHERWOOD, TOWN ATTORNEY  
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR  
GARY STOLDT, CHIEF OF POLICE  
CHRISTINE FUSCO, ASSESSOR  
TERRENCE McCracken, GENERAL CREW CHIEF

**EXECUTIVE SESSION:**

UPON MOTION DULY MADE BY COUNCIL MEMBER MONTOUR, SECONDED BY COUNCIL MEMBER STEMPIAK, by roll call vote, to deliberate in Executive Session for the announced purpose of discussing the potential awarding of a refuse contract resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

At 9:58 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session .

**PERSONS ADDRESSING TOWN BOARD:**

**Trey Measer**, the editor of Bee Publications received a Town Proclamation from Supervisor Giza for 125 years of publication.

**Klembczyk, Allan**, 41 Chestnut Corner, spoke to the Town Board on the following matters:

- Comments about Windsor Ridge Subdivision, Phase 5. He does not want the Town to ask the Department of Environmental Conservation to reverse their wetland designation of 100' buffer zone.
- Questions about future development plans for Windsor Ridge Subdivision.

**Beutler, Daniel**, 26 Tyler Street, spoke to the Town Board on the following matters:

- Questions about the creation of a Fire Inspector position.
- Pleased that the Town is hiring more police officers.
- Question about the proposed subdivision conceptual plan on Columbia Avenue.

**Chowaniec, Lee**, 93 Northwood Drive, spoke to the Town Board on the following matters:

- Questions about salary and benefits for the new police officers.
- Questions about the plans of the developer of Windsor Ridge Subdivision.

**Howell, Gary**, 48 Park Blvd, spoke to the Town Board on the following matter:

- In agreement with the hiring of seven more police officers.
- Would like to keep our libraries as they are and not consolidate according to the County's proposal.
- Supports request of Highway Superintendent regarding construction sites.

**Juszczak, Joseph**, 600 Pleasant View Drive, spoke to the Town Board on the following matters:

- Comments about Town's specifications for drop inlets.
- Comments about turnarounds in dead end streets.
- Comments about various departments' job performance.

**Symer, Donald**, 610 Columbia Avenue, spoke to the Town Board on the following matters:

- Questions about the public hearing for Peach Tree Court and Apple Blossom Blvd stop sign.
- Comments about repairs in Windsor Ridge Subdivision.

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the minutes of the Joint Meeting of the Planning Board and the  
Town Board held June 16, 2003 and the Regular Meeting of the Town Board held June 16, 2003 be  
and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the General Crew Chief, by letter dated June 19, 2003, has requested the appointment of a seasonal employee in the Parks, Recreation and Forestry Department of the Town of Lancaster for the summer season of 2003.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual is hereby appointed to the position of seasonal employee for the summer season of 2003 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Jennifer Sajdak (new hire) 8 Cidermill Court Lancaster, New York	Lifeguard (Substitute)	\$6.50 hr.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Town of Lancaster seeks grant monies for the following purposes:

- 1.) \$7,000 toward renovations to Keysa Town Park
- 2.) \$1,500 to purchase equipment for use at the Senior Center
- 3.) \$2,000 for recreational programs
- 4.) \$2,500 toward the Lancaster Community Clock Project
- 5.) \$2,000 for the Redskins Boosters

and,

**WHEREAS**, grant monies are available through Erie County Public Benefit Fund via Legislator Raymond Dusza for these purposes.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The question of the adoption of the foregoing resolution was put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**Resolution Authorizing the Filing of an Application for a State Grant-In-Aid for a  
Municipal Waste Reduction and/or Recycling Project and signing of the associated State  
Contract, Under the Appropriate Laws of New York State.**

**WHEREAS**, the State of New York provides financial aid for municipal waste  
reduction and municipal recycling projects, and

**WHEREAS**, the Town of Lancaster, herein called the MUNICIPALITY, has  
examined and duly considered the applicable laws of the State of New York and the  
MUNICIPALITY deems it to be in the public interest and benefit to file an application under  
these laws, and

**WHEREAS**, it is necessary that a Contract by and between THE PEOPLE OF  
THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be  
executed for such STATE Aid.

**NOW, THEREFORE, BE IT  
RESOLVED BY** the Town of Lancaster Town Board

1. That the filing of an application in the form required by the State of New York  
in conformity with the applicable laws of the State of New York including all  
understanding and assurances contained in said application is hereby  
authorized.
2. That the Town Supervisor is directed and authorized as the official  
representative of the MUNICIPALITY to act in connection with the application  
and to provide such additional information as may be required and to sign the  
resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund its portion of the cost of said  
Municipal Waste Reduction and/or Recycling Project.
4. That this resolution shall take effect immediately.

The question of the adoption of the following resolution was put to a vote on  
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT’S ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the villages of Lancaster and Depew, and

**WHEREAS**, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, “VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER”,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of July 2003, at 8:30 o’clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before July 10, 2003 in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

File: rvtordchpt46crækwooddrparkedgedr

**LEGAL NOTICE**  
**PUBLIC HEARING**  
**AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE**  
**TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**  
**DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

**LEGAL NOTICE IS HEREBY GIVEN** that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of July, 2003, the said Town Board will hold a Public Hearing on the 21st day of July, 2003, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION STOPS;  
YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding thereto the following:**

<u><b>STREET NAME</b></u>	<u><b>INTERSECTING STREET</b></u>	<u><b>SIGN LOCATION</b></u>
<u><b>PARKEDGE SUBDIVISION</b></u>		

<b>Creekwood Drive</b>	<b>Parkedge Drive</b>	<b>N.E. Corner</b>
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<u><b>SUMMERFIELD FARMS SUBDIVISION</b></u>		
<b>Peach Tree Court</b>	<b>Apple Blossom Blvd</b>	<b>S.E. Corner</b>

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE  
TOWN OF LANCASTER**  
  
**By: JOHANNA M. COLEMAN**  
**Town Clerk**



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Town Line Volunteer Fire Department, Inc., by letter dated June 17, 2003, has requested the addition of the following individual to the membership roster of said fire association.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Town Line Volunteer Fire Department the following individual:

**ADDITION:**

Scott Steger  
6101 Broadway  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO MOVED  
ITS ADOPTION,               SECONDED BY COUNCIL  
MEMBER MONTOUR,                               TO WIT:

**WHEREAS**, Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, West Amherst, New York, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Windsor Rdge Subdivision, Phase V, and

**WHEREAS**, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Applications Nos. 571, 572 and 573 of Windsor Ridge Partners, LLC, 501 John James Audubon Parkway, West Amherst, New York, for the installation of:

P.I.P. No. 571 (Water Lines)	Construction in Windsor Ridge Phase V on Heathrow Court, Chestnut Corner and Windcroft Lane, 2085 l.f. of 8" PVC (C-900) waterline, 60 l.f. of 8" D.I.P. (Class 52) waterline, (3) hydrant assemblies, (4) 8" line valve assemblies, (2) 2" blow-offs.
P.I.P. No. 572 (Pavement & Curbs)	Construction of Windsor Ridge Phase V on Heathrow Court, Chestnut Corner and Windcroft Lane, 46,200 s.f. of pavement (28' wide) with 8" subbase, 4" NYSDOT Type 1 Base, 2" NYSDOT Type 3 Binder, 1" NYSDOT Type 7 Top, 3025 l.f. of 6" HDPE (perforated) underdrain, 3025 l.f. of 20" Type "BB" concrete curbing.
P.I.P. No. 573 (Storm Sewer)	Construction in Windsor Ridge Phase V on Heathrow Court, Chestnut Corner and Windcroft Lane, 504 l.f. of 18" HDPE, 324 l.f. of 15 " HDPE, 1002 l.f. of 12" HDPE, 80 l.f. of 12" RCP, 416 l.f. of 8" HDPE (perforated), 2368 l. f. of 6" HDPE (perforated), 9 ea. 48" diameter manholes, 6 ea. road receivers, 25 ea. light duty receivers, and 17 ea. rear yard receivers. Units to have a 6" reinforced base and walls using a minimum of 4,000 psi concrete mix. The knockouts are to be specifically designed in each unit.

be and are hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL MEMBER  
RUFFINO, TO WIT:

**WHEREAS**, the Supervisor of the Town of Lancaster desires to create one (1) position of Fire Inspector, Part Time, in the Building Inspector’s Office of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to complete and submit Form PO-17 (New Position Duties Statement) to create one (1) position of Fire Inspector, Part Time, in the Building Inspector’s Office of the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated June 30, 2003, has recommended appointments for the Youth Bureau's 2003 Exam Preparation and Summer Programs.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individuals be and are hereby appointed to positions in the Youth Bureau's 2003 Exam Preparation and Summer Programs of the Town of Lancaster effective June 16, 2003 at the following rates:

Name	Position	Rate
Amy Doody 43 Starlite Avenue Cheektowaga, New York	Tutor	\$15.00 hr.
Julie Watroba 134 Sixth Avenue Lancaster, New York	Tutor	\$15.00 hr.
Melissa Dzikowski 7580 Black Creek Road Hamburg, New York	Tutor (new)	\$15.00 hr.
Rochelle Leiker 7038 Cedar Street Akron, New York	Tutor (new)	\$15.00 hr.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

File: Rpers.seasonal (P2-3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Chief of Police of the Town of Lancaster by memorandum dated July 2, 2003 has recommended that various appointments be made to the position of Police Officer, in the Police Department of the Town of Lancaster, and

**WHEREAS**, these appointments are necessary due to there being many retirements in the Police Department since the merger of the Village of Lancaster Police Department and the Town of Lancaster Police Department, and

**WHEREAS**, these candidates have placed in the highest rated group (90%) on the current Civil Service list.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby makes the following appointments to the position of Police Officer, full time, permanent in the Police Department of the Town of Lancaster at a starting salary as set forth in the current Police Benevolent Association contract:

<u>NAME</u>	<u>EFFECTIVE DATE</u>
Jason Batt	July 14, 2003
Edward Clark	July 21, 2003
William Gummo	July 21, 2003
Grant Gunsher	July 21, 2003
Jessica Lewandowski	July 21, 2003
Richard Kotlak	July 21, 2003
Jeffrey Smith	July 21, 2003

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

file: rpers\rpers.app

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from  
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director  
of Administration and Finance, to wit:

Claim No. 2891 to Claim No. 3233 Inclusive

Total amount hereby authorized to be paid: \$474,437.95

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

File: Rclaims



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby  
reaffirmed:

**CODES:**

- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are  
waived for this permit.
- (CSW) = Conditional sidewalk waiver.
- (V/L) = Village of Lancaster

**NEW PERMITS:**

10624	Colby, Jeremy	9 Broadmoor Ct	Er. Shed	
10714	Ken's Contracting	1147 Ransom Rd	Er. Res. Alt.	
10715	Jarmuz, Louise	25 Quail Run Ln	Er. Shed	
10716	Jarmuz, Louise	25 Quail Run Ln	Er. Deck	
10717	Essex Homes of WNY	15 Fox Trace	Er. Dwlg.-Sin.	
10718	Schultz, Shane	3489 Walden Ave	Er. Deck	
10719	Kaz Brothers Const.	119 Spohn Dr	Er. Res. Add.	
10720	Piatkowski, Matthew	22 Riemers Ave	Er. Pool-Abv Grnd	
10721	Corcoran, Todd	154 Siebert Rd	Er. Deck	
10722	Gianni, John	20 Hillside Pky	Er. Res. Add.	
10723	Duro-Shed Inc	50 Michael's Walk	Er. Shed	
10724	Lehigh Construction	4979 William St	Er. Comm. Add./Alt.	
10725	Thrush, Robert	166 Nathan's Trl	Er. Deck	
10726	Walker, Michael	23 Ann Marie Dr	Er. Shed	
10727	Havens, Debbie	725 Aurora St	Encl. Patio	
10728	Buscaglia Decks	29 Creekwood Dr	Er. Deck	
10729	Majestic Pools Inc	7 Sagebrush Ln	Er. Pool-Abv Grnd	
10730	Marrano/Marc Equity Inc	33 Summerfield Dr	Er. Dwlg.-Sin.	
10731	Jurek, Valerie	6148 Broadway	Er. Comm. Bldg.	
10732	Aquaman Swim Pools	18 Wainwright Ct	Er. Pool-Abv Grnd	
10733	Lancaster Home Improv.	517 Lake Ave	Er. Res. Add.	
10734	Precision Fence	67 Stony Brook Dr	Er. Fence	
10735	Builders Plus	1000 Commerce Pkwy	Er. Comm. Bldg.	(V/L)
10736	Capital Fence	65 Country Pl	Er. Fence	
10737	Blackwell, David	55 Holland Ave	Dem. Shed	(V/L)
10738	Blackwell, David	55 Holland Ave	Er. Deck	(V/L)
10739	Forbes Homes Inc	221 Enchanted Forest N	Er. Dwlg.-Sin.	
10740	All Around Fencing	41 Quail Run Ln	Er. Fence	
10741	Irish Construction	32 Trentwood Trl N	Er. Fence	
10742	Frey's Olde Time Furn.	20 Cedar Brook Dr	Er. Shed	

10743	Duro-Shed Inc	72 Nichter Rd	Er. Shed	
10744	Majestic Pools Inc	44 Sussex Ln	Er. Pool-In Grnd	
10745	Creative Fence Inc	44 Sussex Ln	Er. Fence	
10746	Gulliford, Marc	1169 Ransom Rd	Dem. Barn	
10747	Colley's Pool Sales Inc	73 Southpoint Dr	Er. Pool-In Grnd	
10748	Colley's Pool Sales Inc	73 Southpoint Dr	Er. Fence	
10749	Kapatos, Lorraine	16 Ellicott Pl	Er. Sign-Wall	(V/L)
10750	Tucker Homes Inc	174 Enchanted Forest S	Er. Dwlg.-Sin.	
10751	Patio Enclosures	19 Woodgate Dr	Er. Res. Add.	
10752	Patio Enclosures Inc	27 Katelyn Ln	Er. Res. Add.	
10753	Hejmanowski, Mark	1 Summerfield Dr	Er. Deck	
10754	Bauth, Joseph	16 Windsor Ridge Dr	Er. Deck	
10755	Iroquois Fence	1 Clermont Ct	Er. Fence	
10756	Hitzel, James	9 Nottingham Ln	Er. Shed	
10757	Hannon, Mark	10 Queen's Way	Er. Fence	
10758	Avalon Services	24 Plumb Creek Trl	Er. Pool-Abv Grnd	
10759	Countryside Stove	210 Hall Rd	Er. Fireplace	
10760	Herdzik, Joseph	10 Rose Hill Cir	Er. Deck	
10761	Peters, W Jr	353 Seneca Pl	Er. Pool-Abv Grnd	
10762	Di Piazza, Charles	34 Woodgate Dr	Er. Fence	
10763	Ryan Homes	35 Creekwood Dr	Er. Dwlg.-Sin.	
10764	Galenski, Dennis	18 Schiffler Ct	Er. Deck	
10765	Michel, Howard	13 Bentley Cir	Er. Pool-Abv Grnd	
10766	Armor Fence Co	27 Greenbriar Dr	Er. Fence	
10767	Buscaglia Decks	13 Cedar Brook Dr	Er. Deck	
10768	Bradford, Douglas	44 Christen Ct	Er. Pool-Abv Grnd	(V/L)
10769	Lucas Custom Fence	83 Brunck Rd	Er. Fence	
10770	Norberg, Norb	847 Ransom Rd	Er. Res. Add.	
10771	Bengert Greenhouses	226 Warner Rd	Er. Pool-Abv Grnd	
10772	Beltz, Ellen	38 Brandel Ave	Er. Fence	(V/L)
10773	Lucas Custom Fence	259 Iroquois Ave	Er. Fence	
10774	Andrew, Steve	123 Richmond Ave	Er. Res. Add.	(V/L)
10775	Gordon, Andrew	1275 Penora St	Er. Shed	
10776	City Fence Inc	6412 Broadway	Er. Fence	
10777	Frank, Michael	148 Schwartz Rd	Er. Deck	
10778	Gervasio, Thomas	5220 William St	Er. Fence	
10779	Milazzo, Joseph	11 Cowing St	Er. Pool-Abv Grnd	(V/L)
10780	Marrano/Marc Equity Inc	44 Apple Blossom Blvd	Er. Dwlg.-Sin.	
10781	All Around Fencing	22 Apple Blossom Blvd	Er. Fence	
10782	American Fence	34 Hill Valley Dr	Er. Fence	
10783	Rinow, Daniel	149 Hinchey Ave	Er. Res. Add.	(V/L)
10784	DiPaolo Building	84 Schlemmer Rd	Er. Dwlg.-Sin.	
10785	Beeman, Darren	149 Schwartz Rd	Er. Fence	
10786	Iroquois Fence	4 Robinwood Ct	Er. Fence	

10787	Gary's Pools Inc	117 Michael's Walk	Er. Pool-Abv Grnd	
10788	Pagliaccio, Sheila	1162 Penora St	Er. Shed	
10789	Parco Building Systems	508 Aurora St	Er. Pole Barn	
10790	Picket Fence & Exteriors	76 Country Pl	Er. Fence	
10791	Dobmeier, James	217 Pleasant View Dr	Er. Res. Add.	
10793	Gaglione, Mark	64 Erie St	Er. Deck	(V/L)
10794	Juliano, Donald	3800 Bowen Rd	Er. Deck	
10795	Wells, Brian	3 Old Mill Run	Er. Dwlg.-Sin.	
10796	Miller, Rodney	32 Signal Dr	Er. Shed	
10797	Magrum, Daniel	5318 Genesee St	Er. Res. Add.	
10798	Essex Homes of WNY	17 Fox Trace	Er. Dwlg.-Sin.	
10799	Watson, Archie	81 Christen Ct	Er. Deck	(V/L)
10800	Duro-Shed Inc	21 Botimer St	Er. Shed	
10801	Ciccarelli, Chris	825 Erie St	Er. Dwlg.-Sin.	
10802	Ciccarelli, Nick Jr	815 Erie St	Er. Res. Add.	
10803	Cera, Rory	4812 William St	Er. Garage	
10804	Avalon Services	4 Deepwood Pl	Er. Pool-Abv Grnd	
10805	J Gun Enterprises Inc	36 Cedar Brook Dr	Er. Pool-Abv Grnd	
10806	Fadeley, Arthur	15 Thomas Dr	Er. Fence	
10807	Maggiore, Albert	28 Chestnut Corner	Er. Fence	
10808	Braymiller Builders	1 Southpoint Dr	Er. Deck	
10809	North Forest Dev.	2805 Wehrle Dr	Er. Comm. Alt.	
10810	North Forest Dev.	2805 Wehrle Dr	Er. Comm. Alt.	
10811	North Forest Dev.	2805 Wehrle Dr	Er. Comm. Alt.	
10812	Golden Homes	284 Pleasant View Dr	Er. Dwlg.-Sin.	
10813	Fridmann, Michael	775 Schwartz Rd	Er. Res. Add.	
10814	Lorenz, Charles	22 Fox Trace	Er. Res. Add.	
10815	Forbes Homes	3 Windsor Ridge Dr	Er. Dwlg.-Sin.	
10816	Building Solutions	41 Creekwood Dr	Er. Res. Add.	
10817	Glamour Pools	370 Lake Ave	Er. Pool-In Grnd	
10818	Glamour Pools	370 Lake Ave	Er. Fence	
10819	Schuman, Martin	37 Michael's Walk	Er. Fence	
10820	Fronczak, Jimmy	47 Quail Run Ln	Er. Fence	
10821	North Forest Dev.	2801 Wehrle Dr	Er. Comm. Alt.	
10822	North Forest Dev.	2801 Wehrle Dr	Er. Sign-Wall	
10823	North Forest Dev.	2801 Wehrle Dr	Er. Comm. Alt.	
10824	Phillips, William	1084 Townline Rd	Er. Pole Barn	
10825	Szczesek Steven	9 Parkside Dr	Er. Deck	(V/L)

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	WAS ABSENT
SUPERVISOR GIZA	VOTED YES

July 7, 2003

File: Rbldg2

## COMMUNICATIONS & REPORTS:

364. Julie A. Smith to Town Board -  
Request for attention regarding dangerous traffic situation on Michael Anthony Lane.  
DISPOSITION = Police Chief
365. General Crew Chief to Planning Board Chairman, Planning Board Members, Council Members Montour, Ruffino, & Stempniak -  
Notice of approval from Town Forestry Department regarding Evans National Bank, 4979 Transit Road. DISPOSITION = Planning Committee
366. NYS Racing & Wagering Board to Town Board -  
Notice of Charitable Gaming Seminar to be held June 25, 2003, 6:30 PM at Lancaster Senior Center. DISPOSITION = Received and Filed
367. Town Clerk to Town Board -  
Transmittal of application for Ed Henning Inc. to operate a salvage yard.  
DISPOSITION = Resolution
368. Lancaster Area Chamber of Commerce to Town Board -  
Broadway and Central Avenue construction update. DISPOSITION = Received and Filed
369. Erie County Executive to Supervisor -  
Outline of proposal to upgrade library system in Erie County. DISPOSITION = Received and Filed
370. Erie County Dept. of Public Works to Town Board -  
Notice of Pre-Letting Meeting regarding various culvert replacements.  
DISPOSITION = Town Engineer
371. Erie County Dept. of Public Works to Town Board -  
Notice of advertisement for bids regarding various culvert replacements.  
DISPOSITION = Received and Filed
372. Supervisor, Town of Hamburg to Town Board -  
Transmittal of letter and proclamation to NYS Governor regarding Buffalo Control Board. DISPOSITION = Received and Filed
373. Highway Superintendent to Town Board -  
Letter expressing concerns regarding drop inlets and deposit of dirt on highways at construction sites. DISPOSITION = Town Engineer, Highway Superintendent
374. NYS DEC to Town Attorney -  
Concerns and comments regarding proposed subdivision conceptual plan on Columbia Avenue at Kennedy Court. DISPOSITION = Planning Committee
375. Planning Board Chairman to Planning Board Members, Town Board, Town Engineer, Town Attorney, Building Inspector -  
Draft copy of Planning Board minutes of meeting held June 18, 2003.  
DISPOSITION = Received and Filed
376. NYS DOT to Town Attorney -  
Notification of Lead Agency Designation to the Town of Lancaster regarding Meadowood Apartments Expansion; comments noted. DISPOSITION = Received and Filed
377. NYS DOT to Town Attorney -  
Comments regarding SEQR/Site Review regarding Evans National Bank, 4979 Transit Road. DISPOSITION = Planning Committee
378. Planning Board to Town Board -  
Recommend approval of site plan review for Evans National Bank, 4979 Transit Road. DISPOSITION = Planning Committee

379. Captain Riccardo M. Zuppelli to Supervisor -  
Request resolution to place stop sign at Creekwood Drive and Parkedge Drive.  
DISPOSITION = Resolution 7/7/03
380. NYS DEC to Town Attorney -  
Notification of Lead Agency Designation to the Town of Lancaster regarding Meadowood Apartments Expansion; comments noted. DISPOSITION = Planning Committee
381. NYS DEC to Town Attorney -  
Notification of Lead Agency Designation to the Town of Lancaster regarding Evans National Bank, 4979 Transit Road; comments and concerns noted. DISPOSITION = Planning Committee
382. NYS DEC to Town Attorney -  
Notification of Lead Agency Designation to the Town of Lancaster regarding proposed Columbia Subdivision; comments noted. DISPOSITION = Planning Committee
383. Donald G. Symer to Town Board, Planning Board -  
Letter expressing comments and concerns regarding proposed Columbia Subdivision.  
DISPOSITION = Planning Committee
384. Village of Lancaster to Town Board -  
Minutes of official meeting held June 9, 2003. DISPOSITION = Received and Filed
385. Erie County Dept. of Public Works to Town Board -  
Notice of advertisement for bids for various projects. DISPOSITION = Received and Filed
386. Erie County Dept. of Public Works to Town Board -  
Notice of pre-letting meeting to be held June 30, 2003. DISPOSITION = Received and Filed
387. Erie County Dept. of Health to Windsor Ridge Partners, LLC -  
Transmittal of Certificate of Approval and signed mylars and prints for Windsor Ridge Subdivision, Phase 5. DISPOSITION = Planning Committee
388. NYS Board of Real Property Services to Supervisor -  
Notice of Certificate of Final Railroad Ceiling for Norfolk Southern Corporation.  
DISPOSITION = Town Attorney
389. NYS Board of Real Property Services to Supervisor -  
Notice of Certificate of Final Railroad Ceiling for CSX Transportation Inc.  
DISPOSITION = Town Attorney
390. Emergency Management Coordinator to Department Heads -  
Notice of meeting regarding "All Hazard Mitigation Plan" to be held July 10, 2003.  
DISPOSITION = Received and Filed
391. Town of Cheektowaga Zoning Inspector to Town Clerk -  
Transmittal of environmental review material regarding abandonment of former Westshore Railroad - R. J. Corman Railroad Company. DISPOSITION = Received and Filed
392. General Crew Chief to Supervisor -  
Request appointment for seasonal employee. DISPOSITION = Resolution 7/7/03
393. Lancaster Area Chamber of Commerce to Town Board -  
Broadway and Central Avenue construction update. DISPOSITION = Received and Filed
394. Highway Superintendent to Planning Board Chairman -  
Notice of approval from Town Highway Department for the revised site plan of Meadowood Apartments, Transit Road. DISPOSITION = Planning Committee

395. Highway Superintendent to Planning Board Chairman -  
Notice of approval from Town Highway Department for the site plan of Wendy's Restaurant, William Street & Transit Road. DISPOSITION = Planning Committee
396. Highway Superintendent to Planning Board Chairman -  
Notice of approval from Town Highway Department for the revised site plan of Jurek Fruit & Vegetable Stand/18 Hole Miniature Golf Course, north side of Broadway. DISPOSITION = Planning Committee
397. Duplicate
398. General Crew Chief to Planning Board Chairman, Planning Board Members, Council Members Montour, Ruffino, & Stempniak -  
Notice of approval from Town Forestry Department for the site plans of Meadowood Apartments (Transit Road), Wendy's Restaurant (William Street & Transit Road), and Jurek 18 Hole Miniature Gold Course (6125 Broadway). DISPOSITION = Planning Committee
399. Captain Riccardo M. Zuppelli to Supervisor -  
Request ordinance for a stop sign at south east corner of Peach Tree Court at Apple Blossom. DISPOSITION = Resolution 7/7/03
400. NYS DOT to Supervisor -  
Notice of inclusion of Lancaster Heritage Trail (Phase 1) in the Greater Buffalo-Niagara Regional Transportation Council's improvement program. DISPOSITION = Received and Filed
401. Executive Director, Youth Bureau to Supervisor -  
Request appointment of seasonal employees. DISPOSITION = Resolution 7/7/03
402. Erie County Department of Health to Disaster Coordinator -  
Letter of appreciation for assistance with Smallpox Vaccination Training & Clinic. DISPOSITION = Received and Filed

**ADJOURNMENT:**

ON MOTION OF COUNCIL MEMBER RUFFINO AND SECONDED BY THE ENTIRE BOARD AND CARRIED, the meeting was adjourned at 9:58 P.M.

Signed \_\_\_\_\_  
Johanna M. Coleman, Town Clerk